WILLIAM E. FITZPATRICK

Acting United States Attorney

**BERNARD J. COONEY** 

ANDREW A. CAFFREY, III

Assistant United States Attorneys

970 Broad Street, Suite 700

Newark, New Jersey 07102

Tel.: (973) 645-2823 Fax: (973) 297-2010

E-mail: bernard.cooney@usdoj.gov

## THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

THE UNITED STATES OF AMERICA ex rel. JOHN DOE,

Plaintiffs/Relator,

v.

SPECTOCOR ENTERPRISE SERVICES, LLC, D/B/A SPECTOCOR, et al.,

Defendants.

Honorable Katherine S. Hayden, U.S.D.J.

Civil Action No. 14-387 1387

**ORDER** 

WHEREAS, the United States has submitted a Notice of Election to Intervene in Part for Settlement Purposes and Decline Intervention in Part, dated June 26, 2017 (the "Election Notice"), against defendants: (a) AMI Monitoring, Inc. ("AMI"), Spectocor, LLC, Joseph H. Bogdan (together, the "AMI Defendants"); and (b) Medi-Lynx Cardiac Monitoring, LLC and MEDICALgorithmics S.A. (together, the "Medi-Lynx Defendants"); and to decline intervention against defendant Andrew Bogdan; and

WHEREAS, the United States and Relator John Doe (Eben L. Steele) (the "Relator") having submitted a joint stipulation of dismissal of claims against the defendants,

ORDERED that the Relator's Complaint shall be dismissed, subject to the terms and

conditions set forth in the Settlement Agreement, as follows:

(1) As to the AMI Defendants, the United States' claims are dismissed with

prejudice as to the AMI Covered Conduct, as that term is defined in the above-referenced

Election Notice, and without prejudice as to any other claims;

(2) As to the Medi-Lynx Defendants, the United States' claims are dismissed

with prejudice as to the Medi-Lynx Covered Conduct, as that term is defined in the above-

referenced Election Notice, and without prejudice as to any other claims;

(3) As to Andrew Bogdan, the United States' claims are dismissed without

prejudice; and

(4) As to the AMI Defendants, the Medi-Lynx Defendants, and defendant

Andrew Bogdan, the Relator's claims are dismissed in their entirety, with prejudice.

Newark, New Jersey

KATHERINE S. HAYDEN United States District Judge

2